

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

U.S. BANK NATIONAL ASSOCIATION, :

Plaintiff, :

vs. :

ANTHONY L. VIOLA, et al., :

Defendants. :

CASE NO. 1:16-CV-969

OPINION & ORDER
[Resolving Doc. [8](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Defendant-Cross Claimant Anthony Viola moves for default judgment under [Federal Rule of Civil Procedure 55](#) against Defendants-Cross Defendants Chase Bank USA, N.A. (“Chase Bank”) and Citibank (South Dakota) (“Citibank”) for failure to plead or otherwise defend.¹ On January 13, 2017, the Court dismissed the case as to Defendants Citibank and Chase Bank for want of prosecution by Plaintiff U.S. Bank National Association.² Because Citibank and Chase Bank are no longer parties to the case, Viola’s motion for default judgment is moot. Accordingly, the Court **DENIES** Defendant-Cross Claimant Viola’s motion for default judgment.

IT IS SO ORDERED.

Dated: February 23, 2017

s/ James S. Gwin

JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

¹ Doc. [8](#).

² Doc. [28](#).